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Attorneys for Plaintiff, JOSUE SOTO, Individually, on Behalf of All Others Similarly Situated,
on Behalf of All Other Aggrieved Employees, and on Behalf of the General Public

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

JOSUE SOTO, Individually, On Behalf of All) **Case No. 08-CV-0033 L (AJB)**
Others Similarly Situated, and on Behalf of the)
General Public,) **CLASS ACTION**

Plaintiff,) **CERTIFICATE OF SERVICE**

v.) Original Complaint Filed: 12/5/2007

DIAKON LOGISTICS (DELAWARE), INC., a)
foreign corp.; and DOES 1 through 50,)
inclusive,)

Defendants.)

AND ALL COUNTER-CLAIMS)

1 IT IS HEREBY CERTIFIED THAT:

2 I, David A. Huch, am a citizen of the United States and am at least eighteen years of age.
3 My business address is Law Offices of David A. Huch, 7040 Avenida Encinas, Suite 104,
4 Carlsbad, CA 92011. I am not a party to the above entitled action. I have caused service of:

5
6 **PLAINTIFF'S REPLY BREIF IN SUPPORT OF MOTION TO DISMISS**
7 **COUNTERCLAIM AS TO JOSUE SOTO AND THIRD PARTY**
8 **COMPLAINT AS TO SAYBE'S LLC PURSUANT TO FED. R. CIV. P.**
9 **12(b)(6)**

10 on the following party by electronically filing the foregoing with the Clerk of the District Court
11 using its ECF System, which electronically notifies them:

12 **James H. Hanson**
13 **SCOPELITIS, GARVIN, LIGHT, HANSON & FEARY**
14 **Email: jhanson@scopelitis.com**

15 **Christopher C. McNatt, Jr.**
16 **SCOPELITIS, GARVIN, LIGHT, HANSON & FEARY**
17 **Email: cmcnatt@scopelitis.com**

18 **Attorneys for Defendant,**
19 **DIAKON LOGISTICS (DELAWARE), INC**

20 I hereby certify that I have caused to be mailed the foregoing, by the United States Postal
21 Service, to the following non-ECF participants on this case:

22 **N/A**

23 I declare under penalty of perjury under the laws of the United States of America that the
24 the foregoing is true and correct as executed on this 28th day of March 2008.

25 s/ David A. Huch
26 **DAVID A. HUCH**